

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**UNITED STATES OF AMERICA**

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**CRIMINAL DOCKET NO.: 08-276**

**v.**

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**SECTION: "R"**

**JESSE MICHAEL PETERS, JR.**

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**FACTUAL BASIS**

If this case were to proceed to trial, the Government would prove the defendant, JESSE MICHAEL PETERS, JR., guilty beyond a reasonable doubt of the One-Count Indictment. The defendant is charged with using force, violence, and/or intimidation to take from the person and presence of another, United States Currency belonging to, and in the care, custody, control, management, and possession of a bank whose deposits were then insured by the Federal Deposit Insurance Corporation ("FDIC"); in violation of Title 18, United States Code, Section 2113(a). The Government would establish the following through reliable and competent evidence:

1. Capital One Bank is a bank organized and operating under the laws of the United States, and its deposits are insured by the FDIC.

2. At approximately 9:59 a.m. on Monday, October 20, 2008, the Capital One Bank located at #2 Westside Shopping Center in Gretna, Louisiana, was robbed by a lone black male wearing a black long sleeve tee shirt, blue jeans, and a camouflaged baseball cap bearing the initials "DG." The robber approached the teller and handed her a note stating, "Put the money on top of the counter, don't say anything until I'm gone." The teller placed U.S. Currency on the counter that the robber retrieved. The robber then walked out of the bank, entered a gray, Ford Focus, which was parked in the bank parking lot, and drove off.

3. An audit conducted after the robbery established that two thousand two hundred forty-two (\$2,242) dollars of bank funds were taken by the robber.

4. On Tuesday, October 21, 2008, an anonymous tip provided to the Gretna Police Department ("GPD") indicated that a "Jesse Peters" committed the above-referenced robbery, and that Peters currently was residing at the Sun Suites in Jefferson Parish, Louisiana. The tipster further advised that Peters was driving a silver Ford Focus bearing a Texas license plate. Investigation by the GPD determined that a Jesse Michael Peters, Jr. was wanted by law enforcement officers in Kaufman County, Texas on charges of Aggravated Robbery. Further investigation indicated that the individual wanted in Kaufman County, Texas fit the general description (based upon a photograph and physical description) of the individual who robbed the Capital One Bank the previous day.

5. On Tuesday, October 21, 2008, at approximately 6:30 p.m., GPD personnel observed a gray Ford Focus in the parking lot of the Sun Suites, located at 1101 Manhattan Boulevard in Harvey, Louisiana. A camouflaged baseball cap bearing the initials "DG" was in plain view on the dashboard of that vehicle, and the defendant, JESSE MICHAEL PETERS, JR., was observed in the area on

foot. PETERS was arrested and transported to the GPD. Because the matter involved the robbery of a bank, GPD Detective Richard Russ immediately contacted the Federal Bureau of Investigation (“FBI”).

6. PETERS’s girlfriend, Jaquisha Martin, was present at the GPD when officers were completing booking paperwork. At approximately 6:45 p.m., Martin was interviewed by FBI Special Agent Chuck Williams and Detective Russ at the GPD. Martin was shown a bank surveillance photograph depicting the robber from the October 20, 2008 Capital One Bank robbery. Martin immediately identified the person depicted in the photograph as being her boyfriend, PETERS.

7. Later that evening, at approximately 7:00 p.m., PETERS indicated that he was willing to speak with S/A Williams and Det. Russ. At that time, as he read along, PETERS was read his Constitutional rights per an FBI “Advice of Rights” form by S/A Williams. After being advised of his *Miranda* rights, PETERS signed the form and made the following admissions to S/A Williams and Det. Russ.

8. PETERS admitted that on Monday morning, October 20, 2008, he traveled alone to the Capital One Bank branch located in Westside Shopping Center. PETERS told S/A Williams and Det. Russ that he waited in the teller line for the first available teller, then approached her and placed a note on the counter stating, “Put the money on top of the counter, don’t say anything until I’m gone.” The teller then placed U.S. Currency on the counter that PETERS retrieved. PETERS then walked out of the bank, and returned to his car, a gray 2002 Ford Focus, which was parked in the bank parking lot.

9. PETERS told S/A Williams and Det. Russ that soon after he left the bank, PETERS discovered a security “dye pack” that had failed to detonate in a pack of money he had stolen. Peters pulled into an entrance to an apartment complex, across the street from Autozone auto parts store located adjacent to Manhattan Boulevard, and lit the security device (and the currency the device was contained in) on fire with the cigarette lighter in his vehicle. Peters then threw the device out of the car and traveled to his cousin’s house near Manhattan Boulevard where he changed clothes. Peters placed the clothing he was wearing during the robbery – a black long-sleeve t-shirt and blue jeans – into a plastic bag, and discarded the bag into a trash can between the McDonald’s restaurant and the Rally’s restaurant on Manhattan Boulevard. However, Peters retained the camouflaged Dolce & Gabbana baseball cap – bearing the initials “DG” on the front – that he used during the robbery.

10. Finally, none of the money stolen from Capital One Bank was recovered, and PETERS admitted to S/A Williams and Det. Russ that he had spent all of it. PETERS admitted that he spent nearly four hundred (\$400) dollars to purchase a cellular telephone from a nearby BestBuy retail store. PETERS also admitted that he purchased approximately three hundred (\$300) dollars’ worth of clothing for himself from Urban Concepts. PETERS also claimed that he purchased baby items and food from Wal Mart and gifts for his child from various stores in the Oakwood Mall including Kids Footlocker. PETERS claimed that he gave the remainder of the stolen money to his cousin who had rented the room at Sun Suites for him because PETERS did not have a valid driver’s licence.

11. Immediately after giving S/A Williams and Det. Russ the above information, PETERS was shown a bank surveillance photograph depicting the robber from the Capital One robbery, and he acknowledged that the individual depicted in the photograph was him.

The defendant, JESSE MICHAEL PETERS, JR., admits that he robbed the Capital One Bank located at #2 Westside Shopping Center in Gretna, Louisiana, at approximately 9:59 a.m. on Monday, October 20, 2008. He further acknowledges that the above-referenced conduct constitutes a knowing violation of Title 18, United States Code, Section 2113(a).

**APPROVED AND ACCEPTED:**

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**JESSE MICHAEL PETERS, JR.** (date)  
Defendant

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**GEORGE CHANEY, JR.** (date)  
Attorney for Defendant

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**R. CHRISTOPHER COX III** (date)  
Assistant United States Attorney